

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

<b>R.K., et al.,</b>	)	
	)	
<b>Plaintiffs,</b>	)	
	)	
<b>v.</b>	)	<b>No. 3:21-cv-00725</b>
	)	<b>Chief Judge Crenshaw</b>
<b>GOVERNOR BILL LEE, in his official</b>	)	
<b>capacity as GOVERNOR OF TENNESSEE, et al.,</b>	)	
	)	
<b>Defendants.</b>	)	

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**MOTION OF GOVERNOR LEE TO MODIFY ORDER (ECF 69) TO REFLECT  
EXPIRATION DATE OF TEMPORARY RESTRAINING ORDER (ECF 30)**

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Defendant Bill Lee, in his official capacity as Governor of the State of Tennessee (“Governor Lee”), moves this Court to modify its October 5, 2021 Order (ECF 69) indefinitely extending the temporary restraining order (TRO) in this matter (ECF 30). Specifically, Governor Lee requests that the Court modify its Order to reflect that the extended TRO expires at 11:59 p.m. on October 19, 2021, or when the Court issues its ruling on the Plaintiffs’ application for a preliminary injunction (PI), whichever comes sooner. Thus, Governor Lee moves the Court to modify its Order (ECF No. 69) to reflect that the TRO expires at 11:59 p.m. on October 19, 2021, or when the Court issues its ruling on the Plaintiffs’ motion for a PI, whichever comes sooner in accordance with Fed. R. Civ. P. 65(b)(2) and authorities decided thereunder. Pursuant to Local Rule 7.01(a)(2), Governor Lee submits a supporting memorandum of law with this filing.

Respectfully submitted,

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s/ James R. Newsom

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### **CERTIFICATE OF CONSULTATION**

I hereby certify that on October 11, 2021, pursuant to Local Rule 7.01(a)(1), undersigned counsel consulted with Plaintiffs' counsel, Brice Timmons, concerning the relief requested in the motion. Mr. Timmons advised that Plaintiffs' counsel would confer regarding the requested relief and announce Plaintiffs' position regarding the relief requested at the October 13 setting scheduled by the Court. Undersigned counsel also consulted with counsel for the Williamson County Board of Education, Charles W. Cagle, and with counsel for the Franklin Special School District, Lisa M. Carson. Both Mr. Cagle and Ms. Carson advised that their clients do not oppose the requested relief.

s/ James R. Newsom

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## **CERTIFICATE OF SERVICE**

I hereby certify that on October 11, 2021, a copy of the foregoing motion was filed electronically. Notice of this filing will be sent by operation of the Court's electronic filing system to the parties and their counsel listed below. Parties may access this filing through the Court's electronic filing system.

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